

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

PRISCILLA ANN VAAGEN; NORMAN G.
LEBRET; ZACHARY LEBRET; SHANNON
L. WIDENER as Trustee of the
LEBRET CHILDREN EDUCATION TRUST
a/k/a EDUCATION TRUST FOR LEBRET
CHILDREN; WASHINGTON STATE
EMPLOYMENT SERVICES DEPARTMENT;
and SPOKANE COUNTY ASSESSOR,

Defendants.

NO. CV-04-0269-EFS

**ORDER DISMISSING UNITED STATES'
FORECLOSURE CLAIM**

On December 13, 2007, the parties filed a Stipulation By All
Remaining Parties Re: United States' Foreclosure Claim. (Ct. Rec. 88.)
Based on the parties' stipulation, **IT IS HEREBY ORDERED:**

1. In settlement of the United States' foreclosure claim, the real
property located at 2310 N. Upriver Court, Spokane, Washington (the
Subject Property), where Defendant Priscilla Ann Vaagen has principally
resided for the past nine years, shall be sold for the listing price of
\$115,000.00. The proceeds shall be distributed first to the costs of
sale, second to the Spokane County Treasurer to satisfy the unpaid
balance of any existing ad valorem property tax liens on the Subject

1 Property, and third to the United States and to Defendant Priscilla Ann
2 Vaagen in accordance with the terms of the settlement agreement executed
3 by the United States and the remaining defendants.

4 2. Upon sale of the Subject Property, the United States shall
5 discharge that property from the federal tax liens at issue, thus
6 releasing it from any further federal tax liability that may be owed in
7 this case as determined by the Court.

8 3. The transfer of the three-quarters interest of the Subject
9 Property to the Lebret Children Education Trust is void ab initio.

10 4. The United States' Complaint (**Ct. Rec. 1**) is **DISMISSED with**
11 **prejudice** except that the United States may seek leave to re-open this
12 case within ninety (90) days in the event that the above-described
13 settlement is not consummated.

14 5. The remaining dates in the Court's Amended Scheduling Order
15 (Ct. Rec. 80), including the trial date, are STRICKEN.

16 6. This file shall be closed.

17 **IT IS SO ORDERED.** The District Court Executive is directed to enter
18 this Order and provide copies to counsel.

19 **DATED** this 14th day of December 2007.

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21 S/ Edward F. Shea
22 EDWARD F. SHEA
United States District Judge

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